

## DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

### SPINAL CORD REMOVAL TOOL WITH ADJUSTABLE BLADES

\_\_\_\_\_

the specification of which

(check one)

  X   is attached hereto

\_\_\_\_\_ was filed on \_\_\_\_\_ as

Application Serial No. \_\_\_\_\_

and was amended on \_\_\_\_\_  
(if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, Section 1.56(a).

I do not know and do not believe that the invention was ever known or used in the United States of America before my or our invention thereof.

I do not know and do not believe that the invention was in public use or on sale in the United States of America more than one year prior to this application.

The invention has not been patented or made the subject of an inventor's certificate issued before the date of this application in any country foreign to the United States of America on an application filed by me or my legal representatives or assigns more than twelve months prior to this application.

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

10045220 102301

Prior Foreign Application(s)

Priority  
Yes

Claimed  
No

(Number) (Country) (Day/Month/Year) \_\_\_\_\_

(Number) (Country) (Day/Month/Year) \_\_\_\_\_

(Number) (Country) (Day/Month/Year) \_\_\_\_\_

I hereby claim the benefit under Title 35, United States Code, Section 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I acknowledge the duty to disclose material information as best defined in Title 37, Code of Federal Regulations, Section 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

09/915,099 July 25, 2001 Pending  
(Application Serial No.) (Filing Date) (Status)  
(granted, pending, abandoned)

\_\_\_\_\_  
(Application Serial No.) (Filing Date) (Status)  
(granted, pending, abandoned)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

**POWER OF ATTORNEY:** As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith: Anthony P. DeLio, Reg. No. 18,729; Peter W. Peterson, Reg. No. 31,867; John J. Tomaszewski, Reg. No. 26,241; Robert Curcio, Reg. No. 44,638; all of DELIO & PETERSON, LLC.

Send Correspondence to:

DeLIO & PETERSON, LLC  
121 Whitney Avenue  
New Haven, CT 06510

10445220-102301

Direct Telephone Calls to: Anthony P. DeLio of DeLIO & PETERSON, LLC at (203) 787-0595.

Peter Gwyther

Full name of sole or first inventor

Inventor's Signature

Date

Madison

Residence-City

Connecticut

Residence-State/Foreign Country

Argentina

Country of Citizenship

112 Flintlock Road, Madison, Connecticut 06443

Post Office Address

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